

SEP 09 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:	09/753,656	Confirmation No:	1846
Applicant :	Peter Forsell	Filed :	January 4, 2001
TC/A.U.:	3736	Examiner :	David J. McCrosky
Docket No.:	SPC5008USCIP	Customer No.:	000027777

I hereby certify that this correspondence is being facsimile transmitted to the
United States Patent And Trademarks Office.

/Kimberly M. Moses/ September 9, 2005
Kimberly M. Moses Date

Title : **CONTROLLED FOOD FLOW IN A PATIENT**

Commissioner of Patents
P.O. Box 1450
Alexandria VA 22313-1450

RESPONSE

Dear Sir:

This is in response to Election/Restrictions requirement mailed July 1, 2005.

REMARKS

In the previous action, the Examiner stated that this application contained claims directed to two patentably distinct species of the claimed invention. First, one embodiment utilizes a timer to control the restriction of food flow. Second, one embodiment utilizes a sensor to control the restriction of food flow. In addition, the Examiner stated that there are two distinct species shown in Figures 2 and 3.

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Applicant hereby elects to prosecute the species of the second embodiment utilizing a sensor. Claims 1, 5, 7, 8, 10-49 and 99 all read on such species.

Respectfully submitted,

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